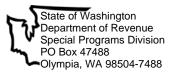
# FOR DEATHS OCCURRING ON OR AFTER MAY 17, 2005



# Washington State Estate and Transfer Tax Return

PART 1 - Decedent and Executor (type of						Dept Use	e Only	
Decedent's first name and middle initial	2. Decedent's last	name		3. Sc	cial Security No.	ES	ST	
Legal residence (domicile) at time of death (count and zip code, or foreign country)		ear domicile established	6. Date of	birth	7. Date of dear	REG	1 4	
8. Name, Address, and Phone Number of Person Required to File  9. Name, Address, and Phone Number of Preparer (if applicable)							Index Number	
elephone No.:	Telephone No.	:				Posting	a Perio	
Email Address:	Email Address	ess:				M _ M	Y	
10. Name and location of court where Will was prob	ated or estate administe	red	11. Cause	Numb	er			
12. Check if applicable:	estate ent or filing election		esident return ral Extension			Amended Return		
Farm Deduction 4b WA QTIP Deduction 4c  5. Washington Taxable Estate (line 3 less	e (see page 2) of lines 1 and 2) lines 4a - 4c) lines 4i					(	)	
<ul><li>6. Gross Washington Estate Tax (Table V</li><li>7. Identify out of state property (If no pro</li></ul>		ne tax by usir	g the amou	nt on li	ne 5.			
Schedule/Item Amount	Schedule/Item	ı Am	ount	Sch	edule/Item	Amount		
8. Computation of Apportionment for Ou 8a Total Value of Out of State Pro 8b Gross Estate (from Federal For	perty Listed in 7 above m 706)							
8c Value of the Gross Estate less 8d Gross estate (less farm deduct 8e Washington Tax Due (Line 8d of the Gross Estate less 9d of the Gross 1d	ion) less out of state p	roperty (line						
9. Washington Estate Tax Due (equals lir		-	-	perty,	line 8e)			
10. Tax previously paid to Washington Sta	ate							
11. Balance	O manuficación de la factoria	- <b></b>						
<ol> <li>Interest due on any tax not paid within</li> <li>Total Tax and Interest Due (add lines 1</li> </ol>		e of death						
יים ויים ויים ויים ויים ויים ויים ויים	· will the		TOTAL	AMO	UNT ENCLOSE	D		
nder penalty of law, I declare that I have examined the	nis return and, to the bes	st of my knowle	edge and belie	ef, it is t	rue, correct, and c	complete.		
ignature of Person Required to File				<u> </u>	Date			

#### INSTRUCTIONS

**WHO MUST FILE** This Washington Estate Tax Return must be filed by the personal representative if the decedent died on or after May 17, 2005, owned property located in the state of Washington, and the gross estate exceeds the filing threshold for the year of the decedent's death. A complete copy of the signed Federal Form 706, 706NA, or 706QDT, along with all supporting documentation, must be attached to the Washington return. There is a different return for deaths occurring prior to May 17, 2005.

FILING THRESHOLDS

**Time Period** 

Filing Threshold

May 17 - December 31, 2005 January 1, 2006 and thereafter \$1,500,000 \$2,000,000

WHEN AND WHERE TO FILE The return is due nine months after the date of death of the decedent. This return is to be filed with the Department of Revenue, Special Programs Division, PO Box 47488, Olympia, WA 98504-7488.

#### **CALCULATION OF TAX**

The tax is calculated using the Washington Taxable estate. The "Washington taxable estate" means the federal taxable estate determined without regard to the deduction for state estate, inheritance, legacy, or succession taxes, or fedral QTP deduction taken if a Washington QTIP was taken:

- Less \$1.5 million for decedents dying May 17 - December 31, 2005, and \$2 million for decedents dying on or after January 1, 2006;
- Less the amount of real or tangible personal property used for farming purposes that qualifies for the farm deduction; and
- Less WA QTIP deduction.

# **TABLE W**

From Line 5: if Washington Taxable Estate is at Least	But less than	The Amount of Tax Equals Initial Tax Amount	Plus Tax Rate %	Of Washington Taxable Estate Value Greater Than
\$0	\$1,000,000	\$0	10.00%	\$0
\$1,000,000	\$2,000,000	\$100,000	14.00%	\$1,000,000
\$2,000,000	\$3,000,000	\$240,000	15.00%	\$2,000,000
\$3,000,000	\$4,000,000	\$390,000	16.00%	\$3,000,000
\$4,000,000	\$6,000,000	\$550,000	17.00%	\$4,000,000
\$6,000,000	\$7,000,000	\$890,000	18.00%	\$6,000,000
\$7,000,000	\$9,000,000	\$1,070,000	18.50%	\$7,000,000
\$9,000,000		\$1,440,000	19.00%	\$9,000,000

#### SPECIFIC INSTRUCTIONS FOR PART 2 - COMPUTATION OF TAX

- **LINE 1:** Enter the amount of the federal taxable estate. The entire taxable estate reported on the federal return must be reported to Washington.
- LINE 2: The following items must be added back into the federal taxable estate: (a) Amount of federal QTIP deduction taken if the estate also elected to take a Washington QTIP election; and (b) Amounts of estate tax paid to Washington or any other state or district taken as a deduction under section 2058 IRC. Total the amounts for (a) and (b), if any, and enter on Page 1, Part 2, Line 2. Note Funeral expenses on the Federal Form 706 and the Washington return should be reduced by 50% in a community property estate.
- LINE 3: Add lines 1 and 2 and enter the result on line 3.
- **LINE 4:** On line 4a enter the appropriate statutory deduction. For 2005 deaths enter \$1.5 million and for 2006 deaths and thereafter, enter \$2 million. On line 4b enter the amount taken for the farm deduction. See Chapter 458-57 WAC for additional instructions for determining the farm deduction. Add lines 4a through 4c and enter result on line 4.
- LINE 5: Subtract line 4 from line 3 and enter the result on line 5. This figure equals the "Washington Taxable Estate."
- **LINE 6:** Use Table W to determine the tax on the Washington Taxable Estate and enter the amount on line 6. For additional information on calculating the tax see Chapter 458-57 WAC.
- **LINE 7:** Identify out of state property. In the schedule/item column enter the schedule and item number as listed on the Federal Form 706. If no out of state property, go to line 9.
- LINE 8: Computation of Apportionment for Out of State Property:
  - On line 8a enter the total value of out of state property listed in the line 7 table.
  - On line 8b enter the value of the gross estate from Part 2, line 1 of the Federal Form 706.
  - On line 8c subtract line 4b from line 8b and enter the value of the gross estate less farm deduction on line 8c.
  - On line 8d subtract line 8a from line 8c and enter the value of Washington property less farm deduction on line 8d.
  - On line 8e divide line 8d by line 8c and use the result to multiple by line 6 and enter the result on line 8e.
- LINE 9: Enter the Washington Estate Tax Due. This amount equals line 6 or if apportioning for out of state property, line 8e.

#### SIGNATURE:

The personal representative, fiduciary, executor, taxpayer, trustee, attorney, or designated filer of the estate must sign this return. The Department will not contact the preparer regarding return questions unless the release portion at the end of Part 1, Page 1 is completed.

# **ESTATE TAX FILING CHECKLIST AND INFORMATION SHEET**

# Checklist for those estates that must file an estate tax return

- Copy of Federal Form 706 United States (and Generation-Skipping Transfer), 706NA, or 706QDT Tax Return signed by the person required to file;
- All supporting documentation for completed return schedules;
- Copy of approved Form 4768 Application for Extension of Time to File a Return and/or Pay U.S. Estate (and Generation-Skipping Transfer) Taxes, if filed;
- Original Washington Estate and Transfer Tax Return signed by the person or persons required to file;
- Copy(ies) of any Washington schedules that differ from the Form 706 schedules, along with supporting documentation (Schedule J or M);
- Copy of Death Certificate;
- Copy of Will;
- Copy of letters of administration/testamentary, if any;
- Copy of trust(s);
- Copy of other state estate tax returns and proof of payment, if any; and
- Payment, if any.

### After Filing - What's Next

- The filing will be reviewed in order based upon the postmark date. During our review we may request additional information or documentation. When the Department's examination is complete or when a copy of the federal closing letter, acceptance letter, or IRS final examination papers is filed with the Department, the Department will issue a final estate tax release.
- We are often asked if a Department of Revenue release is needed to make distributions or to close probate. A Department release is not required to make distributions or to close probate; however, the personal representative is ultimately responsible for payment of any tax due. Please note that if the estate is closed and there is an adjustment that results in a refund a warrant will be made out in the name of the estate and it may be difficult to negotiate the warrant if the estate is closed.

# **Top Ten Most Common Estate Tax Filing Errors**

- 1. Estate tax filing is not complete. Failed to file supporting documentation for completed schedules.
- 2. Copies of the death certificate, will, and/or trusts are not filed with the return.
- Washington estate tax return or Form 706 not signed by person required to file the return.
- 4. Taxable gifts are not considered when determining if an estate meets the filing threshold.
- 5. Errors made calculating the state death tax.
- 6. Funeral expenses not reduced by 50% in a community property estate.
- 7. Failure to adequately identify assets are that included as part of a marital deduction or credit shelter trust.
- 8. Incorrect apportionment of assets between Washington and other states and incorrect apportionment calculation. Estate fails to include a copy of the other state estate tax return and proof of payment.
- 9. Mortgages on real property deducted on Schedule A rather than on the appropriate Schedule K.
- Incorrect valuation of stocks and bonds, using closing value rather than the average of the high and low for the date of death or alternate valuation date.

# What if I have questions regarding the new estate tax?

- Telephone: Please call (360) 570-3265 and press option number 2 to be connected with the next available estate tax specialist.
- E-mail: You can send your questions via e-mail to communications@dor.wa.gov.
- **Web site:** Additional information on the estate tax is available on the Department's web site at http://dor.wa.gov/content/taxes/other/tax\_estate.aspx.
- E-mail list service: You can subscribe to Estate Tax Notifications at https://dor.wa.gov/Content/Contactus/email/listServ.aspx?listtype=estate. By subscribing to the list you will receive information updates from the Department. You are free to unsubscribe at any time.

For tax assistance visit http://dor.wa.gov or call (360) 570-3265. To inquire about the availability of this document in an alternate format for the visually impaired, please call (360) 705-6715. Teletype (TTY) users may call 1-800-451-7985.